IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF ALABAMA NORTHERN DIVISION

WILLIE C. ALEXANDER and)	
BELINDA N. PITMAN,)	
)	
Plaintiffs,)	
)	
v.)	Case No.: 2:05-cv-0449-T-M
)	
CERTEGY CHECK SERVICES, INC.,)	
)	
Defendant.)	

AGREED UPON MOTION TO EXTEND DEADLINES

Comes now defendant Certegy Check Services, Inc., ("Certegy") and moves this Court to extend by fourteen days the deadlines previously set out in its Order of June 22, 2005. Plaintiffs have agreed to this request, which is made in order to permit the parties to pursue early settlement negotiations.

Defendant Certegy has prepared and is ready to file a motion and brief in response to the Order of June 22, 2005, but learned yesterday that, due to a miscommunication, plaintiffs' counsel had not received certain documents from Certegy that are pertinent to the parties' evaluation of the claims asserted in this case. Certegy seeks this extension to provide plaintiffs with an opportunity to review those documents in order that the parties may pursue discussions aimed at an early settlement of this action before engaging in motion practice and discovery.

WHEREFORE, Certegy Check Services, Inc., with the consent and agreement of counsel for plaintiffs, respectfully moves this Court to extend by fourteen days all deadlines set out in its Order of June 22, 2005, in order to permit the parties to pursue early settlement negotiations.

Respectfully submitted,

s/ Anne P. Wheeler.

Anne P. Wheeler Alabama State Bar No.: ASB-7112-R65A awheeler@jbpp.com

Counsel for Defendant Certegy Check Services, Inc.

James C. Barton, Jr.
Anne P. Wheeler
Alan D. Mathis
JOHNSTON BARTON
PROCTOR & POWELL LLP
2900 AmSouth/Harbert Plaza
1901 – 6th Avenue, North, Suite 2900
Birmingham, Alabama 35203
Telephone: (205) 458-9400

Telephone: (205) 458-9400 Facsimile: (205) 458-9500

CERTIFICATE OF SERVICE

I hereby certify that I have filed the above and foregoing with the Clerk of the Court, using the CM/ECF system, which will send notification of such filing to the following:

> Earl P. Underwood, Jr. 21 South Section Street P.O. Box 969 Fairhope, Alabama 36533

Jim S. Calton, Jr. Calton & Calton 226 East Broad Street Eufaula, Alabama 36027

David R. Donaldson Tammy M. Stokes Donaldson & Guin, LLC 2 North 20th Street, Suite1100 Birmingham, AL 35203

On this, the 19th day of July, 2005.

s/ Anne P. Wheeler. OF COUNSEL